

MESSAGE NO: 9301211 MESSAGE DATE: 10/28/1999

MESSAGE STATUS: Active CATEGORY: Antidumping
TYPE: SCO-Scope PUBLIC ☒ NON-PUBLIC ☐
SUB-TYPE:

FR CITE: FR FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-588-841

EFFECTIVE DATE: COURT CASE #:

PERIOD OF REVIEW: TO

PERIOD COVERED: 07/09/1999 TO

Notice of Lifting of Suspension Date:

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: SCOPE RULING ON ANTDUMPING DUTY ORDER ON VECTOR SUPERCOMPUTERS
FROM JAPAN (A-588-841)

MESSAGE NO: 9301211

DATE: 10 28 1999

CATEGORY: ADA

TYPE: SCO

REFERENCE:

REFERENCE DATE:

CASES: A - 588 - 841

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PERIOD COVERED: 07 09 1999 TO

LIQ SUSPENSION DATE:

TO: DIRECTORS OF FIELD OPERATIONS
PORT DIRECTORS

FROM: DIRECTOR, TRADE ENFORCEMENT & CONTROL

RE: SCOPE RULING ON ANTDUMPING DUTY ORDER ON VECTOR
SUPERCOMPUTERS FROM JAPAN (A-588-841)

1. ON JULY 9, 1999, IN RESPONSE TO A REQUEST BY NEC CORPORATION
AND HNSX SUPERCOMPUTERS, INC., THE DEPARTMENT OF COMMERCE ISSUED

A FINAL SCOPE RULING THAT NEC'S SX-5 SERIES SUPERCOMPUTER IS
WITHIN THE SCOPE OF THE ANTIDUMPING DUTY ORDER COVERING VECTOR
SUPERCOMPUTERS FROM JAPAN (A-588-841).

2. NEC REQUESTED THAT THE COMMERCE DEPARTMENT FIND THAT THE
IMPORTATION OF AN NEC SX-5 SERIES SUPERCOMPUTER, INCLUDING SPARE

PARTS AND SOFTWARE UPDATES, IMPORTED TO FULFILL THE REQUIREMENTS OF A CONTRACT ENTERED INTO BEFORE OCTOBER 16, 1997, IS OUTSIDE THE SCOPE OF THE ANTIDUMPING DUTY ORDER. BECAUSE NEC INTENDS TO IMPORT AN SX-5 SERIES SUPERCOMPUTER INTO THE UNITED STATES PURSUANT TO THE EXERCISE OF AN OPTION MADE AFTER OCTOBER 16, 1997, THE IMPORTATION OF AN SX-5 SERIES SUPERCOMPUTER CONSTITUTES THE FORMATION OF A NEW CONTRACT ENTERED INTO ON THE DATE THE OPTION WAS EXERCISED. THEREFORE, THE COMMERCE DEPARTMENT FOUND THIS PRODUCT TO BE WITHIN THE SCOPE OF THE ORDER.

3. CONTINUE TO SUSPEND LIQUIDATION OF ENTRIES OF VECTOR SUPERCOMPUTERS FROM JAPAN, INCLUDING NEC'S SX-5 SERIES SUPERCOMPUTER LISTED ABOVE, SUBJECT TO THE ANTIDUMPING DUTY ORDER COVERING VECTOR SUPERCOMPUTERS FROM JAPAN.

4. IF THERE ARE ANY QUESTIONS REGARDING THIS MATTER BY CUSTOMS OFFICERS, PLEASE CONTACT VIA E-MAIL, THROUGH THE APPROPRIATE SUPERVISORY CHANNELS, OTHER GOVERNMENT AGENCY LIAISON, USING THE ATTRIBUTE "HQ OAB." IMPORTING PUBLIC AND INTERESTED PARTIES SHOULD CONTACT JARROD GOLDFEDER AT 202-482-2305, AD/CVD ENFORCEMENT VI, IMPORT ADMINISTRATION, INTERNATIONAL TRADE ADMINISTRATION, DEPARTMENT OF COMMERCE.

5. THERE ARE NO RESTRICTIONS ON THE RELEASE OF THIS INFORMATION.

PAUL SCHWARTZ

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party